

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION (AKRON)

CARMEN ELECTRA, et al., : Case No. 5:18-cv-02706  
:   
Plaintiffs, :  
: Judge Sara Lioi  
v. :  
:   
DREAMERS CABARET, LLC, et al., :  
:   
Defendants.

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**JOINT MOTION FOR THREE-MONTH EXTENSION OF CASE DEADLINES**

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In accordance with Rule 6(b)(1)(A) of the Federal Rules of Civil Procedure, the Parties jointly and respectfully request that the Court extend all case deadlines by three months. The good cause for this request is as follows:

The parties previously sought and obtained an extension of the fact discovery deadline to allow them time to focus on settlement talks. (ECF #41.) After obtaining that extension, the parties engaged in settlement discussions. The parties made good progress in their talks to the point where they created a draft multi-page settlement agreement. In reviewing that draft, however, the parties discovered a term over which they fundamentally disagreed. Despite their efforts to resolve their differences over that term, the parties reached an impasse, and both sides concluded that their disagreement on that term is a deal-breaker.

Because the parties were focused on settlement talks, and believed that they were very close to a settlement, they did not make substantial progress in fact discovery and thus need additional time to finish fact discovery. Additionally, the ongoing COVID-19

pandemic and the responses to it, including stay-at-home orders, quarantine orders, social-distancing requirements, and the like have slowed and interfered with the parties' and their attorneys' work on discovery in this case.

With settlement now appearing unlikely, the parties have refocused their attention and resources toward fact discovery. The parties have met-and-conferred about certain discovery disputes over written discovery, which must be resolved prior to depositions. The parties have resolved some of those disputes, although plaintiffs require additional time to gather and produce certain categories of documents that they have agreed to produce. There remain a handful of issues that the parties have been unable to resolve, and they anticipate raising those issues before the Court very shortly.

Thus, the parties request additional time to produce documents, have their discovery disputes resolved, and to take fact witness depositions.

Accordingly, the Parties respectfully request a modification to the Scheduling Order that extends all deadlines by approximately three months as follows:

<b><i>Event</i></b>	<b><i>Current Date</i></b>	<b><i>Proposed New Date</i></b>
Deadline for Completing Non-Expert Discovery	November 17, 2020	February 15, 2021
Deadline to identify Experts and provide reports	December 28, 2020	March 29, 2021
Deadline to identify rebuttal Experts and provide reports	February 2, 2021	May 3, 2021
Deadline for completing Expert discovery	March 4, 2021	June 2, 2021
Deadline for filing Dispositive Motions	April 8, 2021	July 7, 2021
Deadline for filing Oppositions to Motions	May 5, 2021	August 3, 2021

<i>Event</i>	<i>Current Date</i>	<i>Proposed New Date</i>
Deadline for filing replies to responses	May 19, 2021	August 17, 2021
Telephone Status Conference	December 24, 2020	March 24, 2021
Final Pre-Trial Conference	July 27, 2021	October 25, 2021
Jury Trial set on two week standby	August 17, 2021	November 15, 2021

The Parties respectfully request that the Court grant their Joint Motion to Extend Case Deadlines.

Dated: November 4, 2020

Respectfully submitted,

s/ Joseph N. Casas (per consent)

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